

SUMMARY ACTION MINUTES

REGULAR MEETING OF THE BOARD OF SUPERVISORS ORANGE COUNTY, CALIFORNIA



Tuesday, May 11, 1999, 9:30 A.M.

BOARD HEARING ROOM, FIRST FLOOR
10 Civic Center Plaza
Santa Ana, California

CHARLES V. SMITH
Chairman
First District

THOMAS W. WILSON
Vice Chairman
Fifth District

JAMES W. SILVA
Second District

TODD SPITZER
Third District

CYNTHIA P. COAD
Fourth District

ATTENDANCE: All Members Present

EXCUSED: None

PRESENT: COUNTY EXECUTIVE OFFICER
COUNTY COUNSEL
CLERK OF THE BOARD

Janice M. Mittermeier
Laurence M. Watson
Darlene J. Bloom

INVOCATION: Supervisor Silva, Second District, gave the invocation

PLEDGE OF ALLEGIANCE: Supervisor Wilson, Fifth District, led the assembly in the Pledge of Allegiance to the Flag

I. PRESENTATIONS/INTRODUCTIONS

Chairman Smith presented a resolution recognizing Captain Daniel McCoy of the Santa Police Department

Chairman Smith presented a resolution recognizing May 16-22, 1999 as "National Public Works Week"

Chairman Smith presented a resolution recognizing May 10-14, 1999 as "Juror Appreciation Week"

II. CONSENT CALENDAR (Items 1-33)

35241 **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM 28 WHICH WAS
PULLED FOR DISCUSSION AND SEPARATE VOTE AND ITEM 21 WHICH WAS
CONTINUED TO 5/18/99, 9:30 A.M.**

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BOARD APPOINTMENTS

1. **Supervisor Silva** - Appoint Pat Davis, Huntington Beach, as an alternate member to the Senior Citizens Advisory Council for a term ending 12/31/00 FILE 1050BCC

DEPARTMENT APPOINTMENTS

2. **Health Care Agency** - Appoint Katie L. Monarch, Orange, to the Mental Health Board to complete a term ending 3/14/00 - All Districts FILE 1118BCC
3. **Housing and Community Development Dept. - Acting as the Board of Commissioners of the Orange County Housing Authority** - Appoint Jim Palmer, Santa Ana and Jim Righeimer, Fountain Valley, as members-at-large to the Housing and Community Development Commission for a term 5/11/99 - 6/30/00 - All Districts FILE 1099BCC

COMMENDATIONS/PROCLAMATIONS

4. **Chairman Smith** - Adopt resolution proclaiming May 20, 1999 as "Peace Officer Memorial Day" and commending all public safety officers for dedicated service FILE 20854
R99-179

COMMUNITY SERVICES AGENCY

5. Adopt resolution approving revised bylaws for Senior Citizens Advisory Council - All Districts FILE 1050BCC
R99-180

HEALTH CARE AGENCY

6. Approve donation of Ford club wagon to Mental Health Association for use in homeless program for mentally ill adults - All Districts FILE 21291
7. Approve dissolution of Home Health Agency Advisory Board - All Districts FILE 1096BCC

HOUSING AND COMMUNITY DEVELOPMENT

8. **Acting as the Orange County Development Agency and the Board of Supervisors** - Approve plans and special provisions and set bid opening for 6/9/99, 2:00 p.m. for construction of West Anaheim railroad masonry wall; make California Environmental Quality Act, National Environmental Policy Act and other findings - District 4 FILE 21292

INTEGRATED WASTE MANAGEMENT DEPARTMENT

9. Receive bids and award contract to KAS Equipment & Rental, Inc. for West Channel repairs, Frank R. Bowerman Landfill (\$111,429) - District 3 FILE 21036
10. Receive bids and award contract to Burns & McDonnell for tank farm upgrade and replacement construction, Frank R. Bowerman Landfill (\$194,777) - District 3 FILE 21035

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JOHN WAYNE AIRPORT

11. Approve solicitation of proposals for automated teller machines and set 6/23/99 at 2:00 p.m., to receive proposal packages (PM 1121-360-61) - District 5
FILE 21293
12. Approve license with Elsinore Acquisition Corporation for use of 19459 Campus Dr., Santa Ana, as an office and for storage of aircraft cleaning supplies; and make California Environmental Quality Act and other findings - District 5
FILE 21294
13. Approve extension of existing operating agreement with A Taxi Cab until 3/31/00 for taxi service; authorize staff to prepare request for proposals and return to the Board in January, 2000 with recommendation for proposal selection and award of agreement - District 5
FILE 17793
14. Receive bids and award contract to Ally Construction, Inc., for installation of overhead lighting at airline counters; and make California Environmental Quality Act and other findings - District 5
FILE 21059

PLANNING AND DEVELOPMENT SERVICES

15. Approve Tract 15622, Shea Homes Limited Partnership, Ladera Ranch area; accept dedication for street purposes; accept easement for storm drain purposes; approve construction agreement S399-2626 and accept bonds guaranteeing construction of improvements - District 5
FILE 21295
16. Approve Tract 15627, William Lyon Homes, Inc., Ladera area; accept dedication for street purposes; approve construction agreement S299-2614 and accept bonds guaranteeing construction of improvements - District 5
FILE 21296
17. **Acting as the Orange County Board of Supervisors and Orange County Development Agency -**
Adopt resolutions approving amendment 2 to disposition and development agreement and modification of restrictive covenant and option with Santa Ana Heights Housing Partners, L.P. for revisions to Lange Drive affordable housing project; make California Environmental Quality Act and other findings - District 5
FILE 18187
R99-181 – 182
18. Approve Tract 15749, William Lyon Homes, Inc., Santa Margarita area; accept dedication for street purposes and vehicular access rights; accept easements for scenic preservation, emergency and public service vehicle ingress and egress ; abandon easement for scenic preservation purposes within boundaries of map which was acquired per Tract 15513; approve construction agreement S499-2633 and accept bonds guaranteeing construction of improvements - District 5
FILE 21297
19. Approve Tract 15620, Warmington LDR Associates, L.P., Ladera Ranch area;; accept dedication for street purposes; approve construction agreement S299-2615 and accept bonds guaranteeing construction of improvements - District 5
FILE 21298
20. Approve Tract 15630, WL Homes, LLC, Ladera Ranch area; accept dedication for street purposes; accept easements for emergency and public service vehicular ingress and egress; approve construction agreement S399-2628 and accept bonds guaranteeing construction of improvements - District 5
FILE 21299

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21. Adopt resolutions supporting Metropolitan Water District of Southern California representation of urban water users for equitable rights and allocations of Colorado River water supplies and supporting Santa Ana Watershed Project Authority's projects to improve water quality in the Santa Ana River and urge State to fund projects with March, 2000 Water Bond; and direct Water Task Force to continue involvement with the National Water Research Institute in support of County Water Plan - All Districts
35241 **CONTINUED TO 5/18/99, 9:30 A.M.** FILE 21300

PUBLIC FACILITIES AND RESOURCES DEPARTMENT

22. Receive and file Traffic Committee Reports dated 3/18/99; approve recommendations and adopt necessary resolutions - Districts 2, 3 & 5
FILE 21301
R99-183 – 184
23. Approve price agreement N1000001815 with Bota Company, Inc. for landscape maintenance service, South Coastal Operations, 6/1/99 - 5/31/00 (\$56,986); renewable for two additional years; and make California Environmental Quality Act findings - District 5
FILE 21302

PUBLIC PROTECTION

District Attorney:

24. Adopt resolution approving amended grant agreement DG97010300 with State Office of Criminal Justice Planning (\$225,000; new total \$450,000) and authorize District Attorney or designee to execute additional amendments under certain circumstances; make California Environmental Quality Act and other findings - All Districts
FILE 19584
R99-185
25. Approve agreements with various hospitals and facilities for filing voluntary declarations of paternity, 1/1/99 - 12/31/02 (\$10 per completed declaration); authorize District Attorney to execute agreements with other authorized facilities - All Districts
FILE 21303
26. **Sheriff-Coroner** - Approve amendment 2 to agreement with Rancho Santiago Community College District for vocational education programs for inmates (\$18,367.15, new total \$233,605.15) - All Districts
FILE 18805

GENERAL ADMINISTRATION

County Executive Office:

27. Approve amendment to agreement 98-008RA with Harris Realty Appraisal for real estate appraisal services - Districts 3 and 5
FILE 19366
28. Approve donation of surplus computer equipment to Anaheim Independencia Community Center and El Modena Community Center to be used to teach computer skills and other subjects; find that this donation benefits the citizens of Orange County - All Districts
43251 **APPROVED AS RECOMMENDED** FILE 21304

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29. Approve price agreement N1000001898 with William M. Mercer to provide professional services to review the offered deferred compensation program, 5/11/99 - 5/10/00 (\$130,000); renewable for three additional years (\$50,000 per year) - All Districts FILE 21305
30. **Treasurer-Tax Collector** - Adopt resolution approving proposed sale of tax-defaulted real property on 8/30/99 - All Districts FILE 21306
R99-186
31. **Chairman Smith** - Approve Supervisorial Housing and Community Development Grant funds to Shelter For The Homeless and make appropriate findings (\$5,000) FILE 21307
32. **Supervisor Silva and Supervisor Wilson** - Approve County position on Assembly Bill 64 - California Public Beach Restoration Act FILE 21308
33. **Clerk of the Board** - Receive status report on development of a comprehensive agenda management system to provide access to agenda material - All Districts FILE 21309

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 34-43)

PLANNING AND DEVELOPMENT SERVICES

34. Consider second reading and adoption of "An Ordinance of the County of Orange, California Establishing Administrative Procedures for Civil Fines for County Code Violations by Adding Subarticle 2 - Civil Fines"; adopt resolution establishing schedule of fines for grading code violations; authorize Director to prepare amendments to the Nuisance Abatement Ordinance and zoning, grading and building codes, FY 1999/2000 budget augmentation and negotiate contracts with Orange County Employees Retirement System and Housing and Community Development hearing officers - All Districts (first reading 4/13/99, Item 52; continued from 4/20/99, Item 41; 4/27/99, Item 24; 5/4/99, Item 44)
- 32451 **APPROVED AS RECOMMENDED** FILE 21204
R99-187
O99-08

PUBLIC FACILITIES AND RESOURCES DEPARTMENT

35. **Acting as the Orange County Flood Control District** - Approve change order 4 to agreement D98-063 with Belczak & Sons, Inc. for construction of East Garden Grove-Wintersburg Channel (\$173,550; new total \$7,015,084) - District 2 FILE 19778
- 23451 **APPROVED AS RECOMMENDED**

SOCIAL SERVICES AGENCY

36. Approve amendment to agreement with Electronic Data Systems Corporation for welfare case data system maintenance (\$313,332; new total \$585,332) - All Districts FILE 21310
- 53241 **APPROVED AS RECOMMENDED**

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GENERAL ADMINISTRATION

County Executive Office:

37. Approve proposed Project Charter for Strategic Vision - All Districts FILE 21311
24351 **APPROVED AS RECOMMENDED**
38. Approve contract with Michael Lapin to serve as deputy program manager for the El Toro
Master Development Program - All Districts (Continued from 4/27/99, Item 34)
412 35 **APPROVED AS AMENDED TO CHANGE TERM OF AGREEMENT TO 6-
MONTHS**
NN FILE 21259
39. Approve submission of proposed response to FY 1998-99 Grand Jury report "Safety Concerns
at the Orange County Emergency Operations Center" - All Districts FILE 21312
24351 **APPROVED AS RECOMMENDED**
40. Approve submission of proposed response to FY 1998-99 Grand Jury report "Leaf Blower
Pollution Hazards in Orange County" - All Districts FILE 21313
41235 **APPROVED AS RECOMMENDED**
41. **Supervisor Spitzer** - Consider Board policy options regarding restaurant rating plan implementation
(Continued from 5/4/99, Item 52) FILE 21287
31245 **APPROVED AS RECOMMENDED**

Supervisor Silva:

42. Receive and file the Annual 1999 County of Orange Volunteer Utilization Report
54231 **APPROVED AS RECOMMENDED** FILE 21314
43. Consider first reading of "An Ordinance Adding Section 1-2-10 to the Codified Ordinances of
the County of Orange Relating to Disclosures of Board Proceedings in Closed Sessions and
Disclosure of Confidential Communications" and set second reading and adoption for 5/18/99 -
All Districts FILE 21315
51234 **CONTINUED TO 5/25/99, 6:00 P.M.**

IV. PUBLIC HEARINGS (Item 44) 9:30 A.M. OR AS SOON THEREAFTER

PUBLIC FACILITIES AND RESOURCES DEPARTMENT

44. Public Hearing to consider first reading of "An Ordinance of the Board of Supervisors of the County of
Orange Granting to Nuevo Energy Company, A Delaware Corporation, A Franchise to Construct, Operate
and Maintain Pipelines for the Transportation of Hydrocarbon Substances in the County of Orange" and
set second reading and adoption for 5/18/99 - Districts 2 & 4 FILE 21316
B.O. **CLOSED PUBLIC HEARING**
42351 **APPROVED AS RECOMMENDED**

V. CLOSED SESSION: None Held

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VI PUBLIC, BOARD COMMENTS AND EMAIL AND ADJOURNMENT:

B.O. Opinion Online Email Report entered into record

PUBLIC COMMENTS:

Gail Reavis - Oral RE: Supports continued televised meetings

Muhammad Quresin - Oral RE: Investigation of physical altercation which occurred in Garden Grove.

BOARD COMMENTS: None

ADJOURNED: 11:20 A.M.

*** KEY ***

Left Margin Notes

- 1. v Chairman Smith
- 2. v Supervisor Silva
- 3. v Supervisor Spitzer
- 4. v Supervisor Coad
- 5. v Supervisor Wilson

- A. v Abstained
- X. v Excused
- N. v No
- BO v Board Order

Right Margin Notes

- O. v Ordinance
- R. v Resolution

Above numbers refer to Supervisorial Districts (1st number = Moved by; 2nd number = Seconded by)

CHARLES V. SMITH, CHAIRMAN
Orange County Board of Supervisors

DARLENE J. BLOOM
Orange County Clerk of the Board